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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION OF

JEFFREY M. SPATZ

Appln. No.: 09/775,331

Filed: FEBRUARY 1, 2001

Title: MATERIAL HANDLER APPARATUS

Atty. Docket No.: 034062-0272031

Examiner: To be assigned

Group Art Unit: 3652

Certificate of Mailing Under 37 C.F.R. §1.8

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By: 
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Date: 6/3/02

INFORMATION DISCLOSURE STATEMENT

Hon. Commissioner of Patents
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Sir:

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The citations listed on the enclosed PTO-1449 form are submitted under 37 C.F.R. §§ 1.97 and 1.98, and in compliance with the duty of disclosure as defined in 37 C.F.R. § 1.56.

Pursuant to 37 C.F.R. § 1.97 (e), the undersigned hereby certifies that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign patent application not more than three months prior to the filing of this Statement.

It is believed by the undersigned that no fee is required pursuant to 37 C.F.R. § 1.97. However, the Commissioner is hereby authorized to charge any fee required to the deposit account identified in the attached "Authorization to Pay and Petition for Acceptance of Any Necessary Fees" to cover this fee.

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This Information Disclosure Statement is not to be construed as a representation that any one of the listed citations establishes, by itself or in combination with other information, a *prima facie* case of unpatentability of any claim in the above-identified patent application. Additionally, this Information Disclosure Statement is not to be construed as a representation that a further search of the art has been made by the Applicant, or that additional information unknown to the Applicant and relevant to the examination of this patent application does not exist.

Consideration of the foregoing and enclosures plus the return of a copy of the enclosed Form PTO-1449 with the Examiner's initials in the left column per MPEP 609 are earnestly solicited along with an early action on the merits.

Respectfully submitted,
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If any charges or fees must be paid in connection with the foregoing communication (including but not limited to the payment of an extension fee or issue fee), or if any overpayment is to be refunded in connection with the above-identified application, any such charges or fees, or any such overpayment may be respectively paid out of, or into, our Deposit Account No. 03-3975 under Reference No.: 034062-0272031.

Respectfully submitted,
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